



FILED
09/28/2016
01:20 PM

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Investigation on the Commission's Own Motion into the Fatal Accident on the Bay Area Rapid Transit District's Line between the Walnut Creek and Pleasant Hill Stations in the County of Contra Costa, California on October 19, 2013.

Investigation 16-06-010
(Filed June 23, 2016)

**ADMINISTRATIVE LAW JUDGE'S RULING
SETTING PREHEARING CONFERENCE**

The Commission will hold a prehearing conference (PHC) at 10:00 a.m. on October 11, 2016, in the Commission Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, California.

At the PHC, I intend to discuss the scope and procedural schedule for this case and to take appearances in order to develop a service list. I will also have some questions for the parties to determine what disputed issues of fact, if any, may require evidentiary hearings and/or what legal issues, if any, would require briefing(s).

The official service list is posted on the Commission's web site, www.cpuc.ca.gov. Persons seeking to become an Interested Party/Appearance in this proceeding shall appear at the PHC and complete an Appearance Form. In order to be granted Interested Party/Appearance status, I will question the person regarding their planned level of participation. Persons who demonstrate a plan to actively participate in the proceeding through presentation of testimony, cross examination, or submission of briefs, will be granted Interested Party status. Interested Parties shall be served with all documents parties submit in connection with this proceeding.

Persons employed by the State of California will be placed on the State Service list either by appearing at the PHC and filling out an appearance form, or by mailing a written request to the Process Office requesting that they be added to the state service list. All of the names appearing on the state service list shall be served with any documents parties may submit in connection with this proceeding.

Persons seeking only notice of hearings, rulings, proposed decisions, and decisions issued by this Commission may either appear at the PHC and complete an appearance form, as described above, or they may mail a written request to the Process Office requesting that they be added to the service list for Information Only. You may contact the Process Office at the California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102. Please be sure to include your name and mailing address, and this proceeding number (I.16-06-010).

This is an adjudicatory proceeding, and the Rule 8.3(b) of the Commission's Rules of Practice and Procedure prohibits all *ex parte* communications.

Therefore, **IT IS RULED** that:

1. The Commission will hold a prehearing conference at 10:00 a.m. on October 11, 2016, in the Commission Courtroom, 505 Van Ness Avenue, San Francisco, California.

2. *Ex parte* communications are prohibited.

Dated September 28, 2016, at San Francisco, California.

/s/ KIMBERLY H. KIM

Kimberly H. Kim
Administrative Law Judge